THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.1419 of 1996

27.7.2005

Between:

C.Srinivas, S/o.Yadagiri, aged 31 years,

Yadagirigutta, Nalgonda District.

… Petitioner

AND

1. The Commissioner of Endowments, Government of Andhra Pradesh,

Hyderabad and three others.

… Respondents

ORDER:

Alleging that he obtained lease of a shop from the respondents for a period of one year from 01.2.1995 to 31.1.1996 for running an ice-cream parlour petitioner filed this petition alleging that there is an understanding that the lease in his favour would be extended from time to time, and that ignoring that understanding, fourth respondent issued an advertisement calling for fresh bids in respect of the properties of the temple, including shop let out to him, though in case of some other lessees the lease was extended from time to time, and so respondent calling for bids without extending the lease is illegal.

Admittedly, period of lease granted to the petitioner was from 01.2.1995 to 31.3.1996. In the advertisement impugned it is mentioned that auction would be held on 31.1.1996 in the morning at about 11.00 a.m. in the office of Devasthanam. Except the oral assertion of the petitioner, there is no document evidencing undertaking to extend the lease for further period. So such an undertaking need not and cannot be taken into consideration.

Since the period of lease of the petitioner ends by 31.1.1996 and since the

fact that the leases of some other lessees was extended by itself cannot clothe the petitioner with a right to claim extension of lease in his favour. Petitioner is not entitled to any relief.

Therefore the writ petition is dismissed. No costs.

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(**C.Y.SOMAYAJULU, J**)

July 27, 2005.

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